

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JPMORGAN CHASE & CO.,)	
JPMORGAN CHASE BANK, N.A. and)	
JPMORGAN CHASE ELECTRONIC)	
FINANCIAL SERVICES, INC.,)	
)	Civil Action No. 08-189-SLR
<i>Plaintiffs,</i>)	
)	
v.)	JURY TRIAL DEMANDED
)	
AFFILIATED COMPUTER SERVICES, INC. and)	
ACS STATE & LOCAL SOLUTIONS, INC.,)	
)	
<i>Defendants.</i>)	

**STIPULATION OF PARTIAL DISMISSAL PURSUANT TO FED. R. CIV. P.
41(a)(1)(A)(ii) BASED ON COVENANT AND AGREEMENT NOT TO SUE**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, as the respective attorneys of record for Plaintiffs JPMorgan Chase & Co., JPMorgan Chase Bank, N.A., and JPMorgan Chase Electronic Financial Services, Inc. (collectively “JPMorgan”) and Defendants Affiliated Computer Services, Inc. and ACS State & Local Solutions, Inc. (collectively “ACS”), that:

The declaratory judgment claims designated Count VII-X for United States Patent Numbers 6,657,821 and 7,072,909 in JPMorgan’s Second Amended and Supplemental Complaint, filed April 2, 2009, and all defenses thereto in ACS’s responsive pleading are DISMISSED WITH PREJUDICE based on the Covenant and Agreement Not to Sue dated June 11, 2009 between ACS and JPMorgan, attached hereto as Exhibit A. Each party shall bear its own costs associated with these claims.

POTTER ANDERSON & CORROON LLP

CONNOLLY BOVE LODGE & HUTZ LLP

By: /s/ Philip A. Rovner

Philip A. Rovner (#3215)
Hercules Plaza
P.O. Box 951
Wilmington, Delaware 19899
(302) 984-6000
provner@potteranderson.com

Attorneys for Plaintiffs

*JPMorgan Chase & Co.,
JPMorgan Chase Bank, N.A., and
JPMorgan Chase Electronic
Financial Services, Inc.*

OF COUNSEL:

Scott L. Robertson
Jennifer A. Albert
Thomas J. Scott, Jr.
Stephen T. Schreiner
Eleanor M. Hynes
GOODWIN PROCTER LLP
901 New York Avenue, NW
Washington, DC 20001
(202) 346-4000

Dated: July 27, 2009

By: /s/ Kevin F. Brady

Collins J. Seitz, Jr. (#2237)
Kevin F. Brady (#2248)
1007 North Orange Street
P.O. Box 2207
Wilmington, Delaware 19899
(302) 658-9141
cseitz@cblh.com
kbrady@cblh.com

Attorneys for Defendants

*Affiliated Computer Services, Inc. and ACS
State and Local Solutions, Inc.*

OF COUNSEL:

Mike McKool
Lewis T. LeClair
Theodore Stevenson, III
Christopher Kelly
300 Crescent Court, Suite 1500

Brett E. Cooper
399 Park Avenue, Suite 3200
New York, NY 10022

Dated: July 27, 2009

SO APPROVED this _____ day of _____, 2009.

Sue L. Robinson
United States District Judge

926387